

# FREDERICKSON LAW OFFICES, P.C.

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May 29, 2012

[Sent via email only: [Madigan.Andrea@epamail.epa.gov](mailto:Madigan.Andrea@epamail.epa.gov)]

Ms. Andrea Madigan  
Enforcement Attorney  
Legal Enforcement Program  
US EPA Region 8  
1595 Wynkoop Street  
Denver, CO 80202

Re: Sale of Commonwealth Mining Company Property/Spurrier-Strand

Dear Andrea:

As we discussed, please find enclosed the real property assessment information that outlines the specific mineral survey and the parcel identification number for the Commonwealth property being sold to Erica Spurrier and John Strand. This appears to be what the market will bear at this time. If this meets with your approval please advise as the sale is scheduled to close tomorrow, Wednesday, May 30, 2012, at 9:30 a.m. MDT.

Also as we discussed, this property has been on the market for almost three years without even an inquiry, so the realtor and I believe this is a fair price for the property given today's existing depressed market and the future outlook for property sales here in South Dakota. It is my understanding there are over 20 years of lots on the market now that are not selling so this is definitely a buyers' market.

I also checked with the title company and the Lawrence County Treasurer's office and the \$92,369.69 is in fact the tax amount due over the 15-year period that Brohm refused to pay on these particular mining claims, so the number in the settlement statement is correct and the EPA will receive \$82,814.45 and Commonwealth will receive \$55,209.64.

If you would provide me with the account routing information I will request that the title company remit the EPA's 60% share of the net proceeds to that account.

Should you have any questions please feel free to contact me.

Sincerely,

FREDERICKSON LAW OFFICES, P.C.

John R. Frederickson

JRF:mls

Enclosures

Cc: Ryan Wordeman (via email)

Robert Meyer (via email)